IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPLELLATE JURISDICTION

Civil Application No. 1338 OF 2006

WITH

Cross Objection no.(st)23963/05

Smt.Rukhman @ Pushpalata
Harkchand Sancheti ..Applicant

V/s

Oriental Insurance Co.Ltd. and Ors..Respondents

M.V.Thakkar i/b S.V.Thakkar for Applicant/Respondent no.3

Shri S.G.Deshpande, for Applicant

Shri C.M.Kothari for Respondent no.1 and 2

CORAM:S.R.SATHE,J.

DATED:8th March 2006

P.C.:-

1. Heard the learned Advocate for the Applicant as well as Respondents.

2. It seems that through oversight the above mentioned matter has not been included in the group matters. In fact, the relief which has been granted in other matters is to be granted to the present applicant also. Hence cross objection No.(St) No.23963 of 2005 in First Appeal No.1736 of 2005 be included in the said group

matter in which the order is passed on 24-1-2006.

3. The order dated 24-1-2006 in above mentioned group matter is modified and in the first line of the said line the word "Government' is deleted and instead it should be read as "Appellant".

4. Now the said order reads as under :

. Heard both the learned Advocates.

. The learned Advocate for the Appellant submits that as per earlier order they have deposited the amount in the Court. Respondents advocate submits that they be allowed to withdrawn the said amount. The Respondents are allowed to withdraw 50% of the amount deposited by the Insurance Company without furnishing security. For rest of 50% of the amount the Respondents to give solvent security to the satisfaction of the lower Court.

. Parties to act on the copy of this order duly authenticated by Shersitedar of the Court.

5. Office is directed to issue necessary writ immediately so as to enable the applicants to withdraw the amount from the trial Court.

. Certified copy expedited.

(S.R.SATHE,J.)